

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DEREK RODRIGUEZ,

Plaintiff,

-against-

STIPULATION AND ORDER

Docket No.: 19 Civ. 4728 (VB)

VILLAGE OF PORT CHESTER, POLICE OFFICER
KEN MANNING, Shield No. 126,
POLICE OFFICERS JOHN DOE #1-5 and
POLICE OFFICERS JANE DOE #1-3,

Defendants.
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IT IS HEREBY STIPULATED AND AGREED, by and between the parties by their respective attorneys, that with regard to Plaintiff's Complaint, dated May 8, 2019: Counts/Cause of Action Number II (42 U.S.C. § 1985), Number III (42 U.S.C. § 1986), Number IV (Malicious Prosecution), Number V (42 U.S.C. § 1983 Municipal Violations-Monell) are discontinued with prejudice; and

IT IS FURTHER STIPULATED AND AGREED that all claims regarding excessive force including Count/Cause of Action I (Fourth and Fourteenth Amendments) and Count VI (Assault and Battery) remain as pleaded; and

IT IS FURTHER STIPULATED AND AGREED that the caption in this case should be deemed amended to reflect THE VILLAGE OF PORT CHESTER and POLICE OFFICER KEN MANNING as the only defendants.

Dated: White Plains, New York
December 8, 2020

LAW OFFICES OF
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by:



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SO ORDERED:

U.S.M.J.